

Memorandum



Date: May 15, 2007

To: Honorable Chairman Bruno A. Barreiro
and Members, Board of County Commissioners

From: George M. Burgess
County Manager

GOE
Agenda Item No. 4C

Subject: Resolution Authorizing an Amendment to the Memorandum of Agreement with the City of Miami Gardens for the Landscape Improvement and Beautification Project on NW 27 Avenue

Recommendation

It is recommended that the Board approve the attached resolution authorizing an amendment to the Memorandum of Agreement with the City of Miami Gardens for the Community Image Advisory Board (CIAB) landscape improvement and beautification project on NW 27 Avenue. The original agreement reimbursed Miami Gardens up to \$700,000 to implement both the Opa Locka and Miami Gardens segments of this project. This amendment adds \$115,000 funded by the Secondary Gas Tax for up to \$815,000 and an extension of time until July 1, 2007.

Scope

This item impacts NW 27 Avenue entirely located with Commission District 1.

Fiscal Impact/Funding Source

The amendment will provide \$115,000 funded through the Secondary Gas Tax.

The original agreement reimburses the City of Miami Gardens for up to \$700,000 to implement the Opa Locka segment and supplement the installation on the Miami Gardens segment. The \$700,000 was funded from the following sources: Miami-Dade County was awarded \$300,000 from the Florida Highway Beautification Council in February 2006 for the Opa Locka segment which was matched with \$150,000 from the Landscape Joint Participation Agreement (JPA No. AK579) with the Florida Department of Transportation (FDOT) and \$150,000 from the Community Image Advisory Board; the remaining \$100,000 from the Landscape JPA No. AK579 with the FDOT went towards the City of Miami Gardens portion of the project. The City provided the remainder of the funding for its segment of the project from City funding sources and a separate grant arrangement with the FDOT.

Track Record/Monitor

The City of Miami Gardens has been managing this project successfully. Alyce Robertson, Community Image Manager, Office of Community Image, and David Cardenas, Chief of the Roadway Aesthetics and Maintenance Division of the Public Works Department, are responsible for monitoring the agreement with the City.

Background

On July 18, 2006, the Board of County Commissioners approved an agreement (Resolution No. R-886-06) with the City of Miami Gardens for a Community Image Advisory Board (CIAB) gateway project for landscape improvements and beautification along NW 27 Avenue. This state road is a major north-south artery in the County and is the key entrance gateway to sporting and other events hosted at Dolphin Stadium. The beautification project

focuses on the median and swale areas along the four-lane roadway. Project elements include landscape design, installation, irrigation, and maintenance.

Landscape and streetscape plans were prepared in conjunction with the Cities of Opa Locka and Miami Gardens to ensure continuity of design along the gateway. In order to expedite the implementation of the project, streamlining the construction of the project under one governmental entity was recommended. The City of Miami Gardens agreed to bid and manage the construction project.

The City of Miami Gardens competitively bid the project. Bids were opened on September 7, 2006, and the bid proposal from sole bidder, Vila and Son Landscaping, exceeded the landscape architect estimate on both the Opa Locka and City of Miami Gardens segments. The City of Miami Gardens decided to move forward on its segment, supplementing funding through City sources in order to complete the planned enhancement by the Superbowl. However, due to lack of available funding, the pavers which had been originally included in the Opa Locka segment were removed from the bid award until additional funding could be identified. The shortfall for the Opa Locka segment was \$115,000 and the City was unable to identify City funding sources to supplement the project budget, requesting further assistance from the County. While some landscaping enhancements were made in the Opa Locka segment prior to the Superbowl, completion of the project was postponed until additional funding could be identified. In order to maintain continuity along NW 27 Avenue, it is recommended that the County provide the additional funding for the pavers from the Secondary Gas Tax and extend the duration of the Memorandum of Agreement through July 1, 2007, in order to complete the project.



Assistant County Manager



MEMORANDUM

(Revised)

TO: Honorable Chairman Bruno A. Barreiro
and Members, Board of County Commissioners

DATE: May 8, 2007

FROM: Murray A. Greenberg
County Attorney

SUBJECT: Agenda Item No.

Please note any items checked.

- ☐ "4-Day Rule" ("3-Day Rule" for committees) applicable if raised
- ☐ 6 weeks required between first reading and public hearing
- ☐ 4 weeks notification to municipal officials required prior to public hearing
- ☐ Decreases revenues or increases expenditures without balancing budget
- ☐ Budget required
- ☐ Statement of fiscal impact required
- ☐ Bid waiver requiring County Manager's written recommendation
- ☐ Ordinance creating a new board requires detailed County Manager's report for public hearing
- ☐ Housekeeping item (no policy decision required)
- ☐ No committee review

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. _____

RESOLUTION NO. _____

RESOLUTION AUTHORIZING AN AMENDMENT IN THE
AMOUNT OF \$115,000 AND TIME EXTENSION TO THE
MEMORANDUM OF AGREEMENT WITH THE CITY OF
MIAMI GARDENS FOR A LANDSCAPE IMPROVEMENT
AND BEAUTIFICATION PROJECT ON NW 27 AVENUE

WHEREAS, this Board desires to accomplish the purposes outlined in the
accompanying memorandum, a copy of which is incorporated herein by reference,

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY
COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA**, that this Board
hereby approves the attached Amendment to the Memorandum of Agreement between
Miami-Dade County and the City of Miami Gardens for additional funding of \$115,000
to conduct a landscape improvement and beautification project on NW 27 Avenue and
extending the time for completion until July 1, 2007, in substantially the form attached
hereto.

4

The foregoing resolution was offered by Commissioner
who moved its adoption. The motion was seconded by Commissioner
and upon being put to a vote, the vote was as follows:

Bruno A. Barreiro, Chairman	
Barbara J. Jordan, Vice-Chairwoman	
Jose "Pepe" Diaz	Audrey M. Edmonson
Carlos A. Gimenez	Sally A. Heyman
Joe A. Martinez	Dennis C. Moss
Dorrin D. Rolle	Natacha Seijas
Katy Sorenson	Rebeca Sosa
Sen. Javier D. Souto	

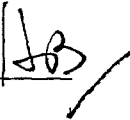
The Chairperson thereupon declared the resolution duly passed and adopted this 8th day of May, 2007. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

HARVEY RUVIN, CLERK

By: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency. _____



AMENDMENT TO MEMORANDUM OF AGREEMENT

This **AMENDMENT TO AGREEMENT** made and entered into this ____ day of _____, 2007, by and between the **CITY OF MIAMI GARDENS, FLORIDA**, a political subdivision of the STATE OF FLORIDA, hereinafter referred to as the "**CITY**", and **MIAMI-DADE COUNTY**, a political subdivision of the STATE OF FLORIDA, hereinafter referred to as the "**COUNTY**".

WITNESSETH

WHEREAS, the original agreement (R-886-06) between the **CITY** and the **COUNTY** provided up to \$700,000 to the **CITY** for the **CITY** to manage a Landscape Improvement and Beautification project on NW 27 Avenue, hereinafter referred to as the **PROJECT**, including the section within the city limits of the City of Opa Locka, and described as follows:

Opa Locka segment - Gateway beautification of NW 27 Avenue from NW 127 Street to NW 151 Street; Miami Gardens segment – Gateway beautification from 151 Street to the County Line.

WHEREAS, the competitive bid process conducted by the **CITY**, resulted in one bidder and the bid price exceeded the project budget; and

WHEREAS, the bid award for pavers for the City of Opa Locka segment was removed from the bid until such time as additional funding could be identified and the City of Opa Locka has requested additional funding from the **COUNTY**; and

WHEREAS, the **COUNTY** wishes to complete the entire **PROJECT** in a consistent manner in both municipalities; and

WHEREAS, the **CITY** Commission has by proper resolution attached hereto as attachment "A" and by reference made a part thereof, authorized its City Manager or his designee to enter into this **AGREEMENT**.

NOW, THEREFORE, in consideration of the promises and the covenants contained herein, the parties agree to amend the agreement as follows:

1. The **COUNTY** shall provide an additional \$115,000 for total funding up to \$815,000 to the **CITY** for the **PROJECT**; for the Opa Locka segment: \$300,000 from grant funds from the Florida Highway Beautification Council; \$150,000 from the Landscape Joint Participation

Agreement (JPA No. AK579) with the Florida Department of Transportation; \$150,000 from the Community Image Advisory Board and \$115,000 from the Secondary Gas Tax; and for the Miami Gardens segment, \$100,000 from the Landscape Joint Participation Agreement (JPA No. AK579) with the Florida Department of Transportation. The remainder of the Miami Gardens segment will be completed with funding from the **CITY**.

2. The **PROJECT** shall be completed prior to July 1, 2007.

IN WITNESS WHEREOF, the parties hereto have caused these presents to be executed the day and year first above written.

CITY OF MIAMI GARDENS

**MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS**

By: _____
City Manager

By: _____
County Manager

ATTEST: _____ (SEAL)
City Clerk

ATTEST: _____ (SEAL)
County Clerk

APPROVED AS TO LEGAL FORM

By: _____
CITY Attorney

By: _____
County Attorney

ATTACHMENT "A"
CITY RESOLUTION

CITY Resolution No. 2006-48-394 dated MAY 10, 2006,
attached hereto and incorporated herein.

RESOLUTION NO. 2006-48-394

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS; AUTHORIZING THE CITY MANAGER TO EXECUTE THAT CERTAIN MEMORANDUM OF AGREEMENT WITH MIAMI-DADE COUNTY, FLORIDA REGARDING A LANDSCAPING IMPROVEMENT AND BEAUTIFICATION PROJECT ALONG NORTHWEST 27TH AVENUE FROM NORTHWEST 127TH STREET TO NORTHWEST 151ST STREET, MIAMI GARDENS SEGMENT AND A GATEWAY BEAUTIFICATION FROM NORTHWEST 151ST STREET TO THE COUNTY LINE; PROVIDING FOR ADOPTION OF REPRESENTATIONS; PROVIDING AN EFFECTIVE DATE

WHEREAS, in preparation of the Super Bowl game to be played in February, 2007, the County of Miami-Dade and the City of Miami Gardens wish to join forces to present the best image of the area, and

WHEREAS, certain road segments along Northwest 27th Avenue are in need of beautification, and

WHEREAS, similar improvements are required to a segment of Northwest 151st Street, and

WHEREAS, the City is equipped to act expeditiously and to undertake and complete the project in time for the next Super Bowl, and

WHEREAS, the parties have negotiated an Agreement between them whereby the City will take the lead point in the implementation of the Project through various funding mechanisms,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA AS FOLLOWS:

Section 1: ADOPTION OF REPRESENTATIONS: The foregoing Whereas paragraphs are hereby ratified and confirmed as being true, and the same are hereby made a specific part of this Resolution.

Section 2: AUTHORITY: The City Manager is hereby authorized and directed to execute that certain Memorandum of Agreement, with Miami-Dade County, Florida, a copy of which is attached hereto and made a part hereof, with respect to certain landscaping and beautification projects along various road segments as identified therein.

Section 3: EFFECTIVE DATE. This Resolution shall become effective immediately upon adoption.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS AT ITS REGULAR MEETING HELD ON MAY 10, 2006.


SHIRLEY GIBSON, MAYOR

ATTEST:


RONETTA TAYLOR, CMC, CITY CLERK

Prepared by SONJA KNIGHTON DICKENS, ESQ.
City Attorney

SPONSORED BY: DANNY O. CREW, CITY MANAGER

Moved by: Councilwoman Watson
Seconded by: Councilman Bratton

VOTE: 6-0

Mayor Shirley Gibson	<u> </u> (Yes)	<u> </u> (No) Out of Country
Vice Mayor Oscar Braynon II	<u> x </u> (Yes)	<u> </u> (No)
Councilman Melvin L. Bratton	<u> x </u> (Yes)	<u> </u> (No)
Councilman Aaron Campbell	<u> x </u> (Yes)	<u> </u> (No)
Councilman Ulysses Harvard	<u> x </u> (Yes)	<u> </u> (No)
Councilwoman Sharon Pritchett	<u> x </u> (Yes)	<u> </u> (No)
Councilwoman Barbara Watson	<u> x </u> (Yes)	<u> </u> (No)

SKD/bfc